

10-23-03  
#10

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Beddome et al.	)	Docket No.: 90099009
	)	
Serial No. 10/068,765	)	Group Art Unit: 3743
	)	
Title: Heat Exchanger Having	)	Examiner: Tho V. Duong
Variable Thickness Tie Rods And	)	
Method Of Fabrication Thereof	)	
	)	
Filed: 02/05/2002	)	

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RESPONSE TO ELECTION/RESTRICTION REQUIREMENT DATED  
SEPTEMBER 22, 2003

Hon. Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Hon. Commissioner:

This is in response to the Office Action communication mailed on September 22, 2003 requiring election to a designated species. Examiner is requiring restriction under 35 U.S.C. 121 to one of two groups of claims. Furthermore, if Applicants elect Group II, Examiner is requiring applicant under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits.

## ELECTIONS


Applicants elect Group I, claims 1-21. Applicants withdraw from consideration the claims of Group II, claims 22-30. Based on the text of the Office Action and given Applicants' election of Group I, it is not believed that the Examiner is further requiring Applicant to elect a species. However, in case the Examiner intended otherwise, in order to expedite prosecution on the merits, Applicants make the following provisional election

of species: The species of figure 10. The claims of Group I readable on this species are claims 1-16 and 18-21.

Applicant submits that the pending claims are in condition for allowance and action by the Examiner in that regard is respectfully requested.

Respectfully submitted,

Honeywell International Inc.  
Garrett Engine Boosting Systems  
23326 Hawthorne Boulevard, Suite 200  
Torrance, California 90505

By:   
Ephraim Starr  
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Oct. 21, '03

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Company	US. Patent and Trademark Office	Date	10/21/03
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Please see attached:

Filing: Response to Office Action dated September 22, 2003  
Honeywell Docket No.: 900-99-009  
Patent Application No.: 10/068,765  
Filed: February 5, 2002

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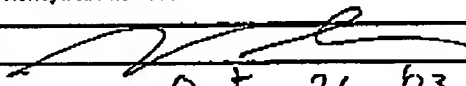
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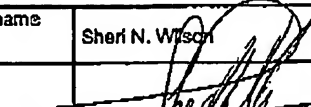
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/068,765	
	Filing Date	February 5, 2002	
	First Named Inventor	David Beddome et al.	
	Art Unit	3743	
	Examiner Name	Tho V. Duong	
Total Number of Pages in This Submission	3	Attorney Docket Number	90099009

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ephraim Starr, Division General Counsel Honeywell International Inc.
Signature	
Date	OCT. 21, 03

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Sheri N. Wilson	
Signature		Date OCT 21, 2003

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